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Facsimile number 06618-64100001 / 703-872-9306

From Scott C. Harris

Re U.S. Patent Application No. 09/681,728  
Our Ref.: 06618-641001

Number of pages  
Including this page 5

Message Attached please find a Notice of Appeal faxed on April 22, 2004 by RightFax. Please confirm receipt.

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Attorney's Docket No.: 06618-641001 / CIT 3221

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Marcel Gavrilu et al. Art Unit : 2643  
Serial No.: 09/681,728 Examiner : Suhan Ni  
Filed : May 29, 2001  
Title : RESONANT FREQUENCY ADJUSTMENT USING TUNABLE DAMPING  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

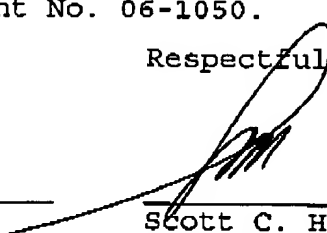
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated January 5, 2004, finally rejecting claims 1-9 and 13-22.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 1 month(s) to and including May 5, 2004 is enclosed.

Please charge the \$165 appeal fee and any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 04/22/2004

  
\_\_\_\_\_  
Scott C. Harris  
Reg. No. 32,030

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Attorney's Docket No.: 06618-641001  
Client's Ref. No.: CIT 3221

**OFFICIAL COMMUNICATION**

**FACSIMILE**

**FOR THE PERSONAL ATTENTION OF:**

**EXAMINER SUHAN NI**

**GROUP 2643 FAX NO: (703) 872-9306**

Number of pages including this page **3**

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**FACSIMILE COMMUNICATION**

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RODS

Commissioner for Patents  
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Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is *Notice of Appeal* ~~Response~~, faxed this 22<sup>nd</sup> day of April, 2004, to Group 2643, the United States Patent and Trademark Office.

Respectfully submitted,

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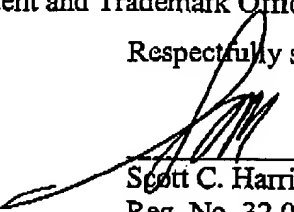
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